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UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

PRINCIPAL LIFE INSURANCE  
COMPANY,

Plaintiff,

vs.

VINA CUESTA STATUA, INOCENCIO  
S. AMBE, CORAZON AMBE  
CABALES, ESTELA D. REED, and  
DOES 1-10,

Defendants.

ESTELA D. REED,

Cross-claimant,

vs.

VINA CUESTA STATUA, INOCENCIO  
S. AMBE, and CORAZON AMBE  
CABALES,

Cross-defendants.

Case No. C-07-4915 CW

JOINT CASE MANAGEMENT  
CONFERENCE STATEMENT  
FILED ON BEHALF OF  
ESTELA D. REED and  
VINA CUESTA STATUS

Date: March 25, 2008

Time: 2:00 p.m.

## INTRODUCTION

This action is essential resolved, subject to the Court's ruling on the pending motion discharging the plaintiff Principal Life Insurance Company of liability with respect to the interpled funds and competing claims (motion pending and under submission), and the entry of a court default for Inocencio S. Ambe, who essentially is named in this action and has been served in the Philippines but has not appeared in this action. Estela D. Reed has filed a motion requesting the entry of default by the Court as to Mr. Ambe on the cross-claim.

As between ESTELA D. REED, the named beneficiary under the insurance policy which was the source of the interplead funds, and VINA CUESTA STATUA, who also makes a claim, this matter is resolved once the Court rules upon the pending motions and the default of Mr. Ambe has been entered. A default has been entered against the remaining defendant Corazon Ambe Cabales.

## PENDING MOTIONS/REQUEST

1. A motion for discharge of Principal Life Insurance Company, with the allowance of \$2,500.00 as and for attorney fees, was filed on December 26, 2007, and all parties served. No opposition was filed. On February 6, 2008, the Court took the motion under submission. There has been no ruling as of this date.

2. A request to enter the default of Inocencio S. Ambe has been filed by Estela D. Reed. The motion is for a Court entry of the default with approval of service of process as to Mr. Ambe. The Clerk cannot enter the default, but the Court must approve the service and enter the default. Mr. Ambe has been served by mail initially by Principal Life Insurance Company, then by Principal Life Insurance Company via Federal Express, and the by Ms. Reed on the cross-claim by United Parcel Service. This matter is before the Court.

**SETTLEMENT UPON COURT'S GRANTING THE MOTION TO DISCHARGE  
PRINCIPAL LIFE INSURANCE AND ENTERING DEFAULT AS TO MR. AMBE**

Condition upon the Court's granting the discharge of Principal Life Insurance Company with the award of \$2,500.00 as attorney fees/ costs to be paid from the interpled funds, and the entry of the defaults as to Mr. Ambe (with Ms. Cabales's default already entered), the remaining parties, ESTELA D. REED, the named beneficiary under the insurance policy which was the source of the interpled funds, and VINA CUESTA STATUA will submit to the court a stipulation for an entry of judgment which would provide that Vina Cuesta Statua will be paid \$10,000.00 from the interpled funds and the remaining balance, approximately \$47,183.54, plus any accrued interest, will be distributed to ESTELA D. REED, parties to bear their own costs and attorney fees.

**CONCLUSION**

There is no matter to litigate at this point as there is a settlement dependent upon the Court's action on the pending matters before it. Accordingly, it is requested that the CMC be continued until the Court makes it ruling.

Date: March 11, 2008

DAY LAW OFFICES

/s/ Montie S.Day

BY: \_\_\_\_\_  
Montie S. Day, Attorney for Estella D. Reed

Date: March 11, 2008

DeVRIS LAW GROUP

/s/ Marc J. Cardinal

BY \_\_\_\_\_  
Marc J. Cardinal for Vina Cuesta Status